IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

C.W.P. No. 15967 of 2006

Date of Decision: October 10, 2006

Babu Lal and others

…..Petitioners

Vs.

State of Haryana and others

…..Respondents

CORAM: HON'BLE MR. JUSTICE M.M. KUMAR.

HON'BLE MR. JUSTICE M.M.S. BEDI.

Present:- Mr. Rajneesh Chadwal, Advocate
for the petitioners.

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M.M. KUMAR, J. (ORAL)

The prayer made in the writ petition is for quashing the condition that the Dearness Allowance be treated as Dearness Pay for reckoning Emoluments for the purpose of Retirement Gratuity/ Death Gratuity under the Government employees who retire or die on or after April 1, 1995 in the instructions dated 8.3.1996 (P-1) and the retirement/ DCRG Gratuity of the petitioners may be refixed after granting the benefit

of the aforesaid instructions to those who retire before April 1, 1995 along with arrears and interest at the rate of 18% per annum.

For the aforementioned relief claimed in the present writ petition, the petitioners have already represented to the respondents vide representation dated 25.7.2006 (P-3).

Without going into the merits of the case, we deem it just and appropriate to direct the respondents to take cognizance of the representation sent by the petitioners and decide the same expeditiously preferably within a period of two months from the date a certified copy of this order is presented to them. If the claim of the petitioners is found to be meritorious and decided in their favour then the benefit accruing to the petitioners shall be given within a further period of two months thereafter. It shall be appreciated if a speaking order is passed.

Petition stands disposed of in the above terms.

(M.M.KUMAR)
JUDGE

October 10, 2006
sanjay

(M.M.S.BEDI)
JUDGE